

HOUSE JOURNAL

FORTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

FIRST DAY

(Tuesday, January 14, 1941)

In accordance with the Constitution and laws of the State of Texas, the Members-elect of the House of Representatives of the Forty-seventh Legislature assembled this day in the Hall of the House of Representatives in the City of Austin; and at 12 o'clock meridian, Hon. M. O. Flowers, Secretary of State, called the Honorable House to order.

Rev. Henry W. Shirley of McAllen, Texas, upon invitation of the Honorable Secretary of State, offered prayer.

TEMPORARY ORGANIZATION

The Honorable Secretary of State announced the appointment of the following temporary officers and employees:

Chief Clerk, E. R. Lindley.

Parliamentarian, Oveta Culp Hobby.

Sergeant-at-Arms, Ernest J. Boyett.

Chaplain, Rev. G. W. Coltrin.

Assistant Sergeant-at-Arms (Floor), Page Carson.

Assistant Sergeant-at-Arms (Floor), R. F. Cook.

Assistant Sergeant-at-Arms (Gallery), Jake Adair, H. I. Davis.

Reading Clerk, Clarence T. Jones.

Journal Clerk, Gussie Evans.

Engrossing Clerk, Alice Kilman.

Enrolling Clerk, Elsie Rupert.

Calendar Clerk, Zula Stewart.

Assistant Reading Clerk, Frances Cloud.

Superintendent of Stenographers, Helen Curry.

Doorkeeper, Conde R. Hoskins.

Assistant Doorkeeper, Olin Crow.

Assistant to Doorkeeper, (back door), Forrest Gathright.

Assistant to Doorkeeper (Sergeant-at-Arms' door), Gus Herzik.

Voting Machine Operator, J. A. Francis.

Postmaster, E. J. Lockhead.

Temporary Supply Room Clerk, Bernard Kuse.

Temporary Night Watchmen, Wyman Stephens, J. H. Cline.

Pages to Speaker, Hon. Merritt Gibson, Miss Barbara Lynn Miller, Miss Betty Jane Dunlavey, Miss Betty Ann Cook.

Page to Journal Clerk, James Muckleroy.

Page to Doorkeeper, John Smith.

Page to Assistant Doorkeeper, David Preston.

Elevator Operator (back elevator), Guy Hawkins.

Head Porter, George Hunt.

Maid for Ladies' Lounge, Hazel Beard.

Maid for Speaker's Quarters, Myrtle Hamm.

Stenographers, Dorothy Kelly, Lyra Jean Drake, Thelma McRae, Margaret Hill, Betty Hybarger, Kathryn Goodwyn, May Bell Brannon, Katherine Cullom, Elsa Martinez, Helen M. Donald, Gladys Batchelor, Margaret Sue Jarrell, Anita Mason, Viola Schrank, Katherine Price, Joyce Masters.

Pages, James Bray, Tom Cézart, Trueman Ray, Leslie W. Keeble, Jr., Will Harwell, Robert Goode, Charles

Yant, Robert Lindhe, John Robert Cowery, Will David Davis, Dan Gilliam, Clifford E. McCormick, Jr., Jack Nunnally, Billy Lacey.

Porters, Henry Blair, Rufus Pope, Leon Mathis, Teddy Jones, Troy Boykins, Nicholas Kincheon, Sam Johnson, Ed Howard, John Washington, Randolph Hawkins, W. L. Gordon, Leroy Thompson, P. H. Baker, Willie Wells.

ROLL OF MEMBERS SHOWING DISTRICTS REPRESENTED

The Honorable Secretary of State directed the Clerk to call the roll of Members-elect according to Representative Districts.

The roll was called, as follows:

District No. 1—Jasper N. Reed.
 District No. 2—J. K. Hileman.
 District No. 3f—Newton W. McCann.
 District No. 4—Noel C. Baker.
 District No. 5—Robert Avant.
 District No. 6f—Clayton Bray.
 District No. 7—Lon E. Alsup.
 District No. 8—Walter A. Ferguson.
 District No. 9—Jewell Helpinstill.
 District No. 10—Rushing Manning.
 District No. 11—W. B. Hargis.
 District No. 12—Ottis E. Lock.
 District No. 13—N. O. Burnaman.
 District No. 14—Price Daniel.
 District No. 15f—DeWitt Kinard.
 District No. 16-1—Leslie D. Lowry.
 District No. 16-2—C. E. Nicholson.
 District No. 17f—Sherwood Brown, Jr.
 District No. 18—Donald Markle.
 District No. 19-1—George F. Howard.
 District No. 19-2—James M. Heflin.
 District No. 19-3—William Calvin Montgomery.
 District No. 19-4—R. Emmett Morse.
 District No. 19-5—J. E. Winfree.
 District No. 20—Everett Hutchinsonson.
 District No. 21—Jimmy Phillips.
 District No. 22—L. L. Duckett.
 District No. 23—M. A. Hobbs.
 District No. 24—R. A. Fuchs.

District No. 25—C. S. McLellan.
 District No. 26—W. T. McDonald.
 District No. 27—Mrs. Neveille H. Colson.
 District No. 28—E. A. Coker.
 District No. 29—Kirby Kelly.
 District No. 30—J. B. Sallas.
 District No. 31—W. M. Whitesides.
 District No. 32—Ned Price.
 District No. 33f—Wayne Mathews.
 District No. 34—W. J. Bailey.
 District No. 35—P. D. Thornton, Jr.
 District No. 36—W. R. Garland.
 District No. 37—Ben Sharp.
 District No. 38f—Choice Moore.
 District No. 39—Thomas Walters.
 District No. 40—G. C. Morris.
 District No. 41—John Connelly.
 District No. 42f—Leonard Carlton.
 District No. 43—T. O. Murray.
 District No. 44-1—Roger Q. Evans.
 District No. 44-2—M. B. Morgan.
 District No. 45f—J. A. Benton.
 District No. 46—Jim Pace.
 District No. 47—Paul Donald.
 District No. 48—Clinton Kersey.
 District No. 49—Joe Skiles.
 District No. 50-1—Jeff D. Stinson.
 District No. 50-2—W. O. Reed.
 District No. 50-3—Sam Hanna.
 District No. 50-4—Fred (Red) Harris.
 District No. 50-5—Dallas A. Blankenship.
 District No. 51f—John L. Crosthwait.
 District No. 52—S. W. (Bill) Weatherford.
 District No. 53—Victor E. Wattner.
 District No. 54—Jap Lucas.
 District No. 55—Harold L. Kennedy.
 District No. 56—Roger A. Knight.
 District No. 57—John Peter Stubbs.
 District No. 58—James E. Taylor.
 District No. 59—L. W. Harris.
 District No. 60f—Doyle Pevehouse.
 District No. 61—Dan Dove.
 District No. 62—Warren Henderson.
 District No. 63—Cecil T. Rhodes.

District No. 64—Reese Turner.
 District No. 65f—Henry G. Lehman.
 District No. 66—R. B. Spacek.
 District No. 67—Durwood Manford.
 District No. 68—John J. Bell.
 District No. 69—Howard G. Hartzog.
 District No. 70—Harvey J. Shell.
 District No. 71—John E. Lyle.
 District No. 72—Augustine Celaya.
 District No. 73—Homer L. Leonard.
 District No. 74—A. J. Vale.
 District No. 75—B. J. Leyendecker.
 District No. 76—Magus F. Smith.
 District No. 77—C. P. Spangler.
 District No. 78-1—P. L. Anderson.
 District No. 78-2—Pat Dwyer.
 District No. 78-3—Jack F. Ridgeway.
 District No. 78-4—Fagan Dickson.
 District No. 78-5—John C. Hoyo.
 District No. 79—Fred V. Klingeman.
 District No. 80—Frank B. Voigt.
 District No. 81-1—J. T. Ellis.
 District No. 81-2—E. J. Cleveland.
 District No. 82-1—James A. Stanford.
 District No. 82-2—Joe C. Carrington.
 District No. 83—Duncan S. Hughes.
 District No. 84f—Chas. V. Lansberry.
 District No. 85—L. L. Bruhl.
 District No. 86—C. H. Gilmer.
 District No. 87—Cal Huffman.
 District No. 88—Taylor White.
 District No. 89-1—S. J. Isaacks.
 District No. 89-2—W. W. Bridgers.
 District No. 90f—Woodrow W. Bean.
 District No. 91—Dorsey B. Hardeman.
 District No. 92—W. H. Rampy.
 District No. 93—R. E. Senterfitt.
 District No. 94—Earl Huddleston.
 District No. 95—W. W. Roark.
 District No. 96f—Gene McNamara.

District No. 97-1—Gordon Davis.
 District No. 97-2—Eugene McGlasson.
 District No. 98f—Albert M. Jones.
 District No. 99—Herbert F. Brawner.
 District No. 100-1—Miss Rae Files.
 District No. 100-2—Bruce Allen.
 District No. 101-1—Jack Love.
 District No. 101-2—Obel L. McAlister.
 District No. 101-3—Lester Boone.
 District No. 101-4—Marvin B. Simpson, Jr.
 District No. 102f—V. E. Goodman.
 District No. 103—Arthur Cato.
 District No. 104—H. F. Howington.
 District No. 105—Mack Allison.
 District No. 106—P. L. Crossley.
 District No. 107f—Omar Burkett.
 District No. 108—Lester Clark.
 District No. 109—R. C. Clay Parker.
 District No. 110—Houston McMurry.
 District No. 111-1—J. H. Martin.
 District No. 111-2—M. A. (Bill) Bundy.
 District No. 112f—Roger Q. Mills.
 District No. 113—A. H. King.
 District No. 114—Grady Roberts.
 District No. 115—H. S. Fitzgerald.
 District No. 116—Joe C. Humphrey.
 District No. 117—R. Temple Dickson.
 District No. 118—Pat Bullock.
 District No. 119—Hop Halsey.
 District No. 120—Tom W. Deen.
 District No. 121—Paul Eubank.
 District No. 122—Ennis Favors.
 District No. 123—G. H. (Jack) Little.
 District No. 124—Richard Craig.
 District No. 125—W. R. Chambers.
 District No. 126f—Joe W. Gandy.
 District No. 127—J. O. Smith.

ROLL OF MEMBERS IN ALPHABETICAL ORDER

The Honorable Secretary of State directed the Clerk to call the roll of Members-elect in alphabetical order.

The roll was called and the following Members were present:

Allen	Heflin
Allison	Helpinstill
Alsup	Henderson
Anderson	Hileman
Avant	Hobbs
Bailey	Howard
Baker	Howington
Bean	Hoyo
Bell	Huddleston
Benton	Huffman
Blankenship	Hughes
Boone	Humphrey
Brawner	Hutchinson
Bray	Isaacks
Bridgers	Jones
Brown	Kelly
Bruhl	Kennedy
Bullock	Kersey
Bundy	Kinard
Burkett	King
Burnaman	Klingeman
Carlton	Knight
Carrington	Lansberry
Cato	Lehman
Celaya	Leonard
Chambers	Leyendecker
Clark	Little
Cleveland	Lock
Coker	Love
Colson, Mrs.	Lowry
Connelly	Lucas
Craig	Lyle
Crossley	McAlister
Crosthwait	McCann
Daniel	McDonald
Davis	McGlasson
Deen	McLellan
Dickson of Bexar	McNamara
Dickson of Nolan	McMurry
Donald	Manford
Dove	Manning
Duckett	Markle
Dwyer	Martin
Ellis	Matthews
Eubank	Mills
Evans	Montgomery
Favors	Moore
Ferguson	Morgan
Files	Morris
Fitzgerald	Morse
Fuchs	Murray
Gandy	Nicholson
Garland	Pace
Gilmer	Parker
Goodman	Pevehouse
Halsey	Phillips
Hanna	Price
Hardeman	Rampy
Hargis	Reed of Bowie
Harris of Dallas	Reed of Dallas
Harris of Hill	Ridgeway
Hartzog	Roark

Roberts	Stinson
Rhodes	Stubbs
Sallas	Taylor
Senterfitt	Thornton
Sharpe	Turner
Shell	Vale
Simpson	Voigt
Skiles	Walters
Smith of Bastrop	Wattner
Smith of Atascosa	Weatherford
Spacek	White
Spangler	Whitesides
Stanford	Winfree

A quorum was announced present.

OATH OF OFFICE ADMINISTERED

E. R. Lindley, Temporary Chief Clerk of the House, under the order and direction of the Honorable Secretary of State, administered the constitutional oath of office to the Representatives-elect, all of them present rising together and repeating the following oath, prescribed by the Constitution, as it was read to them, as follows:

"I, _____ do solemnly swear (or affirm) that I will faithfully execute the duties of the office of Member of the House of Representatives of the Forty-seventh Legislature of the State of Texas, and will to the best of my ability preserve, protect, and defend the Constitution and laws of the United States and of this State; and I furthermore solemnly swear (or affirm), that I have not directly nor indirectly paid, offered, or promised to pay, contributed, nor promised to contribute any money, or valuable thing, or promised any public office or employment, as a reward for the giving or withholding a vote at the election at which I was elected. So help me God."

ELECTION OF SPEAKER

The Honorable Secretary of State announced that the next business in order is the election of a Speaker of the House of Representatives, of the Forty-seventh Legislature, and announced that nominations for Speaker are now in order.

Hon. C. H. Gilmer of Edwards County nominated Hon. Homer Leonard of Hidalgo County, speaking as follows:

Mr. Secretary of State, Members of the 47th Legislature of the State of Texas, Ladies and Gentlemen:

We are meeting here today to begin the 47th Session of the Texas Legislature under new and threatening conditions, conditions that were not contemplated two years ago, conditions that threaten our representative and democratic form of government. The world is in turmoil and many of the strong and established nations of the earth have fallen to the dictator-controlled nations.

I think that circumstance and that tragic condition should move this body of chosen representatives of the State of Texas to consecrate themselves anew, not necessarily to the solution of the problems that remain to this body from the Forty-sixth Legislature, but in addition, to acquit ourselves as representatives of a free people and to pledge ourselves with an unusual feeling of thankfulness that we are yet able to continue under our chosen system and of hope that succeeding generations and succeeding Legislatures will enjoy that wonderful privilege.

Now, ladies and gentlemen of the Forty-seventh Legislature, with that thought in mind, and under those conditions, I think it behooves us to choose of the best material this Forty-seventh Legislature presents for leadership, for how worthy may be our purpose, how strong our determination, how great our numbers, we will not succeed unless we have at the head a man who is capable of coordinating those energies and those faculties, in the service of Texas.

Forty-two years ago today, in another state, there was ushered into this world a man who was destined to make his mark in the State of Texas, and it was fitting, appropriate, and significant that this man was born in Texas County, Missouri, because he came to Texas in 1927 after having equipped himself for a profession that he doesn't now follow, to establish himself in one of the great counties of Texas, in one of the new sections of Texas and helped to make that new section one of the greatest advertised sections of Texas, and I refer to the Rio Grande Valley.

This man has had a wealth of experience, not just in legislative work

—no, he has been grounded in many ways. He has been a geologist; he has edited a school paper; he has worked for companies and he knows that side of human life and human experience. Since he has been in Texas he has been associated with a business which to my mind gives him a better insight into all of the various ramifications of statehood, into all of personal experience, the top and the bottom. In other words, in the newspaper business.

This gentleman that I am going to propose to you has had opportunity to see a broad cross section of Texas life and Texas business throughout Texas for the last thirteen continuous years.

To pass on, he came to this body something like twelve years ago, not quite twelve years ago, because he begins today his twelfth consecutive year, his sixth tenure of office as a member of this body.

While he has served here he has risen through the ranks; he has worked in your various committees, and in this period of time culminated that service with the chairmanship for two successive terms of your most important committees, your Appropriation Committee and your Committee on Revenue and Taxation.

This man is a friendly, accessible man. I will venture to say that no man in that length of time is more widely acquainted, and is called by name or nickname, by given name or nickname, by more people than this man I am going to propose to you. He is a friendly, accessible, "meetable" man, if you please. He is a man that is capable; he is a man that is well grounded in the necessary background of human experience and a man that I know will well acquit himself in this position, which this body of people are seeing fit to place him in without opposition.

As I said a moment ago, he is an experienced man, and at this time when perhaps, and we do have, we have enough of local issues (I mean state issues by that)—we have enough to occupy ourselves, but I think over all of us falls the shadow of the necessity of serving in this position and trying to fill it in such a way that regardless of what may come to pass during these two years, we can hand it over to our succes-

sors in the same inviolate condition in which we received it, and it is with the feeling that this man can meet our situations that are of concern to the entire State of Texas as he has met these smaller honors and responsibilities that you have placed on him in the past, and with the sincere belief and with the confidence that you will be satisfied with entrusting the leadership of this Forty-seventh Legislature to the man I am going to name that I suggest him. And it speaks well of him and of the manner in which he has acquitted himself as a member of the community from which he comes that his neighbors and his friends are here today to see you place into his hands the leadership of the Forty-seventh Legislature. It is therefore my privilege, and I give to you in nomination for the office of Speakership of this, the Forty-seventh Legislature, the name of my good friend from McAllen, Hidalgo County, the Honorable Homer Leonard.

Hon. Kirby Kelly of Walker County seconded the nomination of Hon. Homer Leonard.

Hon. Rushing Manning of Shelby County seconded the nomination of Hon. Homer Leonard.

Hon. Hop Halsey of Lubbock County seconded the nomination of Hon. Homer Leonard and moved that nominations for Speaker of the House be now closed and that the Chief Clerk be instructed to cast the entire vote of the House for Hon. Homer Leonard for Speaker.

The motion prevailed unanimously.

In accordance with the above action, the Chief Clerk then cast the entire vote of the House for Hon. Homer Leonard for Speaker.

The Honorable Secretary of State then declared Hon. Homer Leonard to be the duly elected Speaker of the House of Representatives of the Forty-seventh Legislature.

OATH OF OFFICE ADMINISTERED

The Honorable Secretary of State announced the appointment of the following members as a committee to escort Honorable Homer Leonard and his family to the Speaker's stand for the purpose of administering the oath of office to him:

Messrs. Reed of Dallas, Kersey, Hartzog, Celaya, Vale and Leyendecker.

The committee having escorted Mr. Leonard to the Speaker's stand, he then took the constitutional oath of office which was administered by Hon. M. O. Flowers, Secretary of the State.

The Honorable Secretary of State then presented Hon. W. R. Chambers, of Brown County.

Mr. Chambers in turn presented Hon. Homer Leonard, Speaker of the House of Representatives of the Forty-seventh Legislature, speaking as follows:

Members of the House, one of the great statesmen of the past made the very remarkable observation that the most sublime scene that he had ever observed was that of the elected Representatives of a Free People busily engaged in the process of making their laws.

The lapse of time with its many changes has demonstrated the profound depth of this observation.

Today 150 members have met here for the purpose of making needed laws, to make more secure the Peace, Happiness, and Well-being of more than six million Free People.

The orderly processes of Freedom by Law and Justice have never been to the liking of the proud, the arrogant, or to those who seek to live by the sweat of other men's brows, nor to those who would wade to glory through the blood of their fellow men, nor to them who would satiate their greed by wringing the pittance from famished hands. These are the groups who have no place in this Government of ours.

Fellow Members, by our example and our labors here in this disturbed hour of world conditions, let us proclaim to a doubting world, a world in sorrow, to a world that is walking in the shadows, that the scales of Justice are evenly balanced in the State House in Austin.

Fellow Members, one of the most important steps in orderly Government is the selecting of a presiding officer who is fair, honest, and capable. The ballots which you have just cast are sufficient evidence that each of you realizes that political axiom. You have elected a Speaker

who stands every test of a Gentleman, and who stands every test of a scholar, and who will shirk no responsibilities. His Patriotism is of the highest order.

Any man who can carry every vote in this House for the important position of Speaker needs no further introduction to the Members of this House or to the citizens of Texas, but in fairness to the Speaker himself, for the long hours of labor that he has spent fitting himself for this important position to which he has been elevated, we beg your indulgence for a brief biographical sketch of the life of the Honorable Homer Leonard.

Honorable Homer Leonard was born in the State of Missouri in 1898. He received his early education in that State, graduating from the School of Mines, and as a further evidence of the serious mindedness of Homer Leonard, he graduated from that school majoring in civil engineering, which is a degree that is difficult to obtain. Any ordinary man would have there rested his academic laurels, but not so with Homer Leonard. He next broadened his scholarship by mastering telegraphy.

It has been truly said that the Speaker of this House should be one who has wide and varied experiences. The various groups of our citizens expect the Speaker of this House to know something of each one's occupation. We will say to the students of Texas that Homer Leonard is one of you. To the telegraph operator and to the laboring man, he is one of you and knows your problems. To the school teachers, we say to you that Homer Leonard is not a stranger to your problems, for he, too, has taught in the public schools of Texas. To those of you who believe that the Speaker of the House should be a lawyer, we answer you that Homer Leonard has mastered your course, and can labor with the best of you. To the newspaper men of Texas, we can say that Homer Leonard is one of you, for he was the editor of the McAllen Monitor. To those of you who labor in the skilled occupations, we commend Homer Leonard to you for he has risen to the rank of Master Printer. To those citizens who

expect of the Speaker one who has had legislative experience, we say to them, Homer Leonard has served six terms in this House, and that his work here has been of the highest order is evidenced by the fact that he has served on the most important committees of this House, having been Chairman of the Committee on Revenue and Taxation, and also having served on the Committee on Appropriations. To those citizens of Texas who say that the citizens who know a man most intimately should have faith in him, we say to you that Homer Leonard was selected by his neighbors as McAllen's most useful and outstanding citizen. To that group of citizens, which includes the majority of Texans, who believe that the Speaker of this House should be a man who loves his home, to them we say to you that Homer Leonard's home life is ideal. The success which he has attained can in no small degree be attributed to his wife and family.

To those who feel that Homer Leonard's success has been one without a battle, let us say to you that he knows the meaning of standing up for his convictions against all opposition.

He first came into notice in Texas as the champion of clean and good government, and the battle that he waged is memorable in the political archives of Texas, being opposed by a political machine of tremendous power. He was forced to make a campaign as a write-in candidate. Fellow Members, in so far as we can find, he is the only man who has ever been elected to a seat in this House under such a handicap.

And in conclusion, fellow Members, we are proud that Homer Leonard is in the prime of his manhood, ripe in scholarship, sincere in purpose. The State of Texas needs his ability.

Fellow Members, it is my happy privilege to introduce to you the Honorable Homer Leonard, the Speaker of the House of the 47th Legislature.

Mr. Leonard then addressed the House as follows:

Mr. Chambers, Mr. Secretary of State, Ladies and Gentlemen of the House and citizens of Texas:

I am the victim of my friends. I had wanted, and I urged no longer ago than Sunday, that there be no fine phrases said in my behalf. I very much wanted to do the thing that my eminent predecessor did two years ago—that is, that in the nomination of myself for this high place there be nothing spoken except the bare necessities of those words that would place my name in nomination. But we cannot always have the things we want, and my friends have ruled otherwise.

Things have been said here this morning of which I am not in the least deserving, but those words and those phrases come out of an enthusiasm of friendship which I am proud to claim with these men who have spoken them of me.

I had hoped also to be able this morning to bring to you members, and to you citizens of Texas, something that would provoke in your minds even more worthwhile thoughts than now exist there, but in my poor faltering way, with the few words at my command, I am, of course, unable to do that.

This ought to be a time also for some ponderous pronouncement on my part; perhaps I ought here be able to expound some sound, some wise philosophy of government in order that it might make a little mark on history's pages, and yet I find myself in my mean ability unable to accomplish that.

I want to say in the beginning that this honor that you have conferred upon me has not come through my efforts alone. As a matter of truth, I have contributed very little to it. My friends are responsible, of course, for the place that I hold here this morning. I have done very little in my own behalf. Weak indeed we are without the help of our friends. I have been blessed with that help.

I am grateful to you members, to each and every one of the 149 of you. You have chosen me unanimously. I cannot help but bow to you this morning in grateful appreciation for your unanimity of thought in my behalf. I am grateful also to others who have helped to make my election possible. I am grateful to all the former Members of this House with whom I have served. They have helped tremendously in

talking to you new Members who did not know me until you saw me after the election last summer.

I am grateful to the non-Members, to those who have never been Members of the House, but with whom I have become acquainted in the years that I have served here in Austin. They have been a great deal of help.

I am grateful to radio commentators for their kind words.

I am grateful to the newspapers of Texas, at home and over the State. I am especially grateful to the capitol correspondents here in Austin. Almost universally they have been kind to me.

I want at this time to take special note of one, Mr. Howard Marshall of the Associated Press. Not long ago he wrote a little story about me and he began this way, "Debonair Homer Leonard." You cannot overestimate the power of the press. Two days later I received a letter from a colored brother down in Grimes County who sought work as a porter here, addressed to "Debonair Homer Leonard, Austin, Texas."

To all of these I am grateful, and finally I am grateful to the people of Hidalgo County who have six times returned me to Austin. I cannot do enough, of course, to repay the debt I owe them. I shall only do my best as I have in the past.

I am grateful for this delegation here today from the Valley. I am grateful also, and hope you will pardon this personal mention, I am grateful for the presence here of my business partner, Mr. E. C. Hall of McAllen. Fourteen years we have been partners with never a cross word. That is not my fault. Had it not been for him, and the splendid way he has conducted our business, I could not have served here during the past years. I am grateful to you all.

I am grateful for myself, of course, but I am, I think, more grateful for my wife and my babies, my parents and my wife's parents and our other relatives who sit here on my left.

I am grateful to Reverend H. W. Shirley of McAllen, who came for the invocation this morning. To all of these I express a deep sense of gratitude and an utter lack of any ability to show by my deeds my real appreciation.

You have chosen me as your Speaker. In doing so, you have been unanimous in that choice, and yet you could have chosen from this number of 149 many men abler to occupy this office than I. It just perhaps is not their time to be Speaker. I think perhaps—I am quite certain that in most ways they would have done a better job for you that I can do.

I have come to know pretty well the Members of this new House, and I think I can say in all safety, there has never been a finer group to sit in the Hall than those who sit here today.

We hear a great deal of criticism about the Legislature, but I am not one of those who believe that that criticism is justified. We have here a cross section of Texas. We have men and women coming from all walks of life and coming from all sections, of course, of this great State. They come representing every school of thought in governmental philosophy. Some are known as liberal Members, some are known as conservative Members and some, most in fact, belong to that great group of reasonable men and women to whom you can appeal with reason. I have an abiding faith in the Legislature of Texas.

I have served I think with 450 men in addition to this group who sit here now during the time I have been in Austin. I have known in those men very, very few who were not absolutely sincere in their desire to serve the people of their districts and the people of Texas.

Those people of Texas have reposed their trust in you. Certainly, at a time like this, it is most fitting to invoke the aid of the Almighty, and with that divine help I am confident that you are not going to breach that trust. I have every confidence in you as individual Members of this House.

Many Speakers, I say, have served here. I believe I am the forty-sixth to be named. Most of those men have been able men—men of wisdom and great ability. I have served under four. I served first under Fred Minor of Denton. I served then for two terms under Coke Stevenson of Junction, one of the ablest men who ever sat in this or any other legislative Hall,

a man who now presides across the rotunda. Then I served under Bob Calvert of Hillsboro, another most able Speaker, and then I served during the past two years under my eminent predecessor, Emmett Morse of Houston.

It is a little bit terrifying as I go back through the years in my memory and contemplate the wise men who have sat here and know that my own feeble efforts must fall far short of their accomplishments. I shall only do the best that I can.

As I mention Mr. Morse I want to acknowledge before you to him my appreciation for this handsome Speaker's chair. This Speaker's chair was given to me by Mr. Morse. I shall occupy it until my service as Speaker ends, and then I hope to take it home with me and in its turn I shall leave for the man who succeeds me another chair, which I hope will be as pleasing and satisfactory to him as this one is to me.

I have named here this morning four honorary pages to the Speaker. The last three named are the little daughters of very dear friends of mine in McAllen. They are not able to be present here today. They are Barbara Lynn Miller, Betty Jane Dunlavey and Betty Ann Cook. Then I have as the other page, the Honorable Merritt Gibson, and I have him for protection purposes. The Honorable Merritt Gibson, a former distinguished Member of this House and now the County Judge of Gregg County, and the President of the Texas County Judges Association. Won't you please stand, Merritt?

Now I have seen something over a hundred of you and you have placed with me your applications for the committees on which you would like to serve. There are still about forty-five of you to be seen. I hope to get to that during the coming week.

One of the greatest tasks the Speaker has is to name the standing committees. It is a great physical task, a great mechanical work in itself, aside from the Speaker's desire and his utter inability to please each Member of the House. I want to tell you I am going to do the very best I can in that job. I shan't please you all, I know that, but please believe me, nothing would give me greater pleasure, and if you don't

receive the committee appointments you desire, then please remember I have done the very best I can.

Now, ladies and gentlemen, may I again offer to you my grateful appreciation for what you have done, and pledge to you my earnest efforts in your behalf, seeking your cooperation every day during the next four months? I trust and believe that this will be for Texas a constructive session in behalf of the people.

May I now at this time present to you the ones who make this honor worthwhile? May I present my wife, my daughter, Barbara May and my other little daughter, Marcia Fae?

(Mr. Reed of Dallas in the Chair.)

INVITATION TO ADDRESS THE HOUSE

Mr. Lyle offered the following resolution:

H. S. R. No. 1, Providing That Mr. Sam L. Miller of McAllen, be invited to address the House.

Whereas, There is present on the floor of the House a delegation of members of the Rotary Club, of McAllen, Texas; and

Whereas, This delegation has come here for the purpose of doing honor to our Speaker whose home town is McAllen, now therefore, be it

Resolved, That Mr. Sam L. Miller of McAllen, Texas, be invited to address the House of Representatives at this time on behalf of the citizenship and the Rotary Club of McAllen.

The resolution was read second time and was adopted.

The Chair announced the appointment of Messrs. Goodman and Daniel as a committee to escort Mr. Miller to the Speaker's stand.

Mr. Miller then addressed the House and presented Speaker Leonard with a gavel.

(Speaker in the Chair.)

RELATIVE TO SELECTION OF SEATS

Mr. Craig offered the following resolution:

H. S. R. No. 2, Providing for Selection of Seats.

Be it resolved by the House of Representatives, That the seats now occupied by Members of the House

be assigned to them permanently for the Forty-seventh Legislature.

The resolution was read second time and was adopted.

HOUSE NOTIFIED

A committee from the Senate appeared at the bar of the House, and being duly announced, stated that the Senate is now organized and ready for the transaction of business.

FIXING SALARY OF OFFICERS OF THE HOUSE

Mr. Daniel offered the following resolution:

H. S. R. No. 3, Fixing of Salaries of Officers of the House.

Be it Resolved by the House of Representatives, That the compensation of the elected officials of the House be fixed as follows:

Chief Clerk	-----\$8.50 per day
Sergeant at Arms	-----\$8.50 per day
Reading Clerk	-----\$8.50 per day
Journal Clerk	-----\$8.50 per day
Engrossing Clerk	-----\$8.50 per day
Enrolling Clerk	-----\$8.50 per day
Doorkeeper	-----\$7.50 per day
Assistant Door-	
keeper	-----\$7.50 per day
Assistant Read-	
ing Clerk	-----\$7.50 per day
Calendar Clerk	-----\$8.50 per day
Chaplain	-----\$7.50 per day

The resolution was read second time and was adopted.

PROVIDING FOR EMPLOYEES OF THE HOUSE

Mr. Hartzog offered the following resolution:

H. S. R. No. 4, Providing for Employees of the House.

Whereas, It is the duty of the State of Texas to furnish the House of Representatives and its Members with the proper facilities, employees, and supplies to permit them to conduct and transact their official business in a businesslike and efficient manner; therefore, be it

Resolved by the House of Representatives of the Forty-seventh Legislature of the State of Texas, That the Speaker of the House shall appoint the following employees for

the Regular Session of the Forty-seventh Legislature to serve for such compensation as is herein provided, unless otherwise specified:

1. Parliamentarian to the House at \$10.00 per day.
2. Two Secretaries to the Speaker, one at \$8.50 per day, and one at \$6.00 per day.
3. One porter for the Speaker at \$2.50 per day.
4. One Bill Clerk, at \$4.00 per day.
5. One Assistant to the Chief Clerk, at \$7.00 per day.
6. One Secretary to the Chief Clerk, at \$5.00 per day.
7. One Bookkeeper for the Chief Clerk at \$5.00 per day.
8. One Stenographer to the Chief Clerk, at \$5.00 per day.
9. One Clerk to the Chief Clerk, at \$4.00 per day.
10. One Assistant to the Journal Clerk, at \$5.00 per day.
11. One Caption Clerk for Journal Clerk, at \$4.00 per day.
12. Two Assistants to the Calendar Clerk, at \$4.00 per day, each.
13. One Clerk to the Committee on Appropriations, at \$7.50 per day.
14. One Assistant Clerk to the Committee on Appropriations, at \$5.00 per day.
15. One Reference Librarian, and Data Clerk, at \$7.50 per day.
16. Two Stenographers for the Committee on Appropriations, at \$5.00 per day, each.
17. One Filing Clerk to the Committee on Appropriations, at \$4.00 per day.
18. One Superintendent of Stenographers, at \$7.50 per day.
19. Forty Expert Stenographers and Typists, at \$5.00 per day, each.
20. One Superintendent of Committee Clerks, at \$5.00 per day.
21. Twenty Committee Clerks, at \$4.00 per day, each.
22. One Clerk to the Committee on Claims and Accounts, at \$5.00 per day.
23. One Clerk for the Committee on Contingent Expenses, at \$6.00 per day.
24. One Bookkeeper to the Committee on Contingent Expenses, at \$4.00 per day.
25. One Mailing Clerk for the Journal, at \$5.00 per day.
26. One Assistant Mailing Clerk for the Journal, at \$3.00 per day.

27. One Supply Clerk and Storekeeper, at \$3.00 per day.

28. One Assistant Supply Clerk, at \$2.50 per day.

29. One Page to the Committee on Contingent Expenses, at \$2.50 per day.

30. One Page to the Doorkeeper, at \$3.00 per day.

31. One Page to the Assistant Doorkeeper, at \$3.00 per day.

32. One Page each for the Enrolling and Engrossing rooms, at \$2.50 each, per day.

33. One Page for the stenographic force, at \$2.50 per day.

34. One Messenger to carry papers to the Confederate Home, at \$2.00 per day.

35. Twenty-four Pages, at \$2.50 per day, each.

36. One Multigraph and/or Mimeograph Clerk, at \$4.00 per day.

37. One Secretary to Mr. Alsup, at \$5.00 per day.

38. Four Assistant Sergeant-at-Arms, at \$4.00 per day, each.

39. One Secretary to Sergeant-at-Arms, at \$4.00 per day.

40. One Night Watchman, at \$2.50 per day.

41. One Assistant Night Watchman, at \$2.50 per day.

42. Ten Porters, at \$2.00 per day, each.

43. One Men's Wash Room Porter, at \$3.00 per day.

44. One extra duty Porter, at \$2.50 per day.

45. One Maid for ladies' lounge room, at \$2.00 per day.

46. One Maid for Speaker's quarters, at \$2.00 per day.

47. One Superintendent of Porters, at \$3.50 per day.

48. Two Elevator Boys, at \$2.00 per day, each.

49. One Night Houseman, at \$2.50 per day.

50. One Chief Operator for Voting Machine, at \$7.50 per day.

51. One Assistant Operator for Voting Machine, at \$5.00 per day.

52. One House Postmaster, at \$4.00 per day.

53. One Page to Speaker at \$3.00 per day.

Be it Further Resolved, That it shall be the duty of the Speaker, and he is hereby empowered, to dispense with the services of any employee who, in his judgment, is not further needed; or for the misconduct of any

employee, and he shall have the power to appoint extra help whenever in his judgment it is needed. The duties of the employees heretofore mentioned shall be such as are required by the Speaker of the House of Representatives, and he is hereby empowered to employ part-time employees, and to divide the duties, apportion the hours and fix the pay of such part-time employees, within his discretion.

Any of the employees may be excused by the Speaker for causes deemed by him sufficient; provided further, that any employee who shall absent himself without leave shall not receive any compensation for the time missed during his absence. The salaries of the employees shall begin when they are instructed to begin work by the Speaker.

Whereas, It was necessary that certain work be done prior to the opening of the Regular Session of the Forty-seventh Legislature in preparing the Hall and having other necessary preparations made; now, therefore, be it

Resolved, That the Speaker be authorized to pay all employees engaged in such work for the number of days in which they were engaged in such work, at the same rate of pay fixed for similar work during the Session of the Legislature.

Whereas, At this session of the Legislature there will be an unprecedented amount of legislation to be considered, and many intricate and difficult questions of constitutional and statutory constructions will arise; and the proper preparation of measures and bills will demand the attention of the House of Representatives; and

Whereas, There is great need for legal aid of a competent person who can give special attention to such matters and act for the House of Representatives as legislative counsel; and

Whereas, Such appointment will be of special value to the non-lawyer Members; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That the Speaker be authorized and requested to employ not more than one able attorney experienced in such matters as such legislative counsel for the House of Representatives at this Session. Upon accept-

ance and entering upon said duties, the compensation of said counsel shall be Ten Dollars (\$10.00) per day, payable out of the appropriations for contingent expenses. Such counsel shall be furnished office space, stenographic help and such books, supplies and equipment as shall be necessary, on order of the Speaker of the House of Representatives, the sum to be paid for out of the appropriation for contingent expenses; be it further

Resolved, That each Member of the House of Representatives of the Forty-seventh Legislature be, and is herewith, allowed a credit in the sum of One Hundred Dollars (\$100.00) each, with the Committee on Contingent Expenses for expenditure for stationery, supplies, postage, telephone tolls and/or telegraph tolls. The Speaker shall be allowed an additional credit of Fifty Dollars (\$50.00), the Chief Clerk shall be allowed Fifty Dollars (\$50.00), the Committee on Contingent Expenses, the Committee on Claims and Accounts, and the Sergeant at Arms shall each be allowed Twenty Dollars (\$20.00), and the Committee on Appropriations shall be allowed Fifty Dollars (\$50.00). The Speaker shall be furnished such domestic help as is needed for the comfort and well-being of his family.

The Committee on Contingent Expenses shall procure and keep for the use of the House, its Members, Officers and Committees, such stationery, stamps, and other supplies as may be needed and ordered by the House, Speaker, and/or the Chairman of the Committee on Contingent Expenses. The Clerk of this Committee shall keep an itemized account of the quantity of every kind of material received, the date it was received, the price paid therefor, and the persons from whom it was received. The unused remainder, if any, shall be delivered, at the close of the session, to the Board of Control for safekeeping. The office of this Committee shall be kept open daily, except Sundays, from 8:30 A. M. until one hour after adjournment of the House, and on Sundays from 9:00 A. M. to 11:00 A. M. The Committee shall keep a set of books, containing an account for each Member, Officer, and/or Committee authorized by the House to expend sta-

tionery, supplies, stamps, telephone and/or telegraph tolls, and shall charge to each such account its daily withdrawals. The Clerk of the Committee shall furnish a statement, to each, of the accounts, monthly, or when requested.

The Committee on Contingent Expenses shall have jurisdiction over the mailing of the Journal.

Each Member shall be furnished with three daily and one weekly newspapers of his own selection.

All requisitions for paper and supplies necessary for the preparation of bills and/or resolutions, for the use of the Enrolling and Engrossing rooms and/or the standing committees of the House shall be under the direction and care of the Committee on Contingent Expenses. This Committee is also authorized to rent a sufficient number of typewriters and other business machines for the use of the House and its employees, and to furnish same with proper materials; be it further

Resolved, That eleven hundred (1100) copies of the House Journal be printed daily; one hundred (100) to be delivered to the Senate, one copy to be placed on each member's desk daily, seventy-five (75) copies to be delivered to the State Library, and the remainder to be left with the Committee on Contingent Expenses for distribution under the direction of the Speaker; and, be it further

Resolved, That no allowances included in this resolution shall be expended except for actual salaries and/or actual expenses of the House, its Members, Officers, Committees, and/or Employees and for such other expenses as are hereinabove set out. All such funds necessary to be expended in payment of the above shall be paid out of the Contingent Expense Fund of the House.

The resolution was read second time and was adopted.

PROVIDING FOR APPOINTMENT OF TEMPORARY COMMITTEE ON APPROPRIATIONS

Mr. Alsop offered the following resolution:

H. S. R. No. 6, Providing for Temporary Committee on Appropriations.

Be it Resolved by the House of Representatives, That the Speaker be

authorized to appoint a Temporary Committee on Appropriations.

The resolution was read second time and was adopted.

In accordance with the above action the Speaker announced the appointment of the following Temporary Committee on Appropriations:

Messrs. McMurry, Skiles, Connelly, Price and Love.

FIXING MILEAGE AND PER DIEM OF MEMBERS OF THE LEGISLATURE

Mr. Stanford offered the following resolution:

H. C. R. No. 1, Relative to Mileage and Per Diem of Members of the Legislature.

Be it Resolved by the House of Representatives, the Senate concurring, That the pay of Members of the Regular Session of the Forty-seventh Legislature be, and is hereby, fixed at Ten Dollars (\$10.00) per diem; and, be it further

Resolved, That in addition to the per diem, the Members of each House shall be entitled to mileage in going to and returning from the seat of government, which mileage shall be Two Dollars and Fifty Cents (\$2.50) for every twenty-five miles traveled, the distance to be computed by the nearest and most direct route of travel, from a table of distances prepared by the Comptroller, to each county seat now or hereafter to be established; no Member to be entitled to mileage for any extra session that may be called in one (1) day after the adjournment of the Regular or any Called Session of this Legislature.

The resolution was read second time and was adopted.

ADOPTING TEMPORARY JOINT RULES

Mr. Alsop offered the following resolution:

H. C. R. No. 3, Adopting Temporary Joint Rules of the House.

Be it Resolved by the House of Representatives, the Senate concurring, That the Joint Rules of the House and Senate of the Forty-sixth Legislature be, and they are hereby made the Temporary Joint Rules of

the House and Senate of the Forty-seventh Legislature.

The resolution was read second time and was adopted.

**PROVIDING FOR JOINT SESSION
TO HEAR ADDRESS OF GOV.
W. LEE O'DANIEL**

Mr. Favors offered the following resolution:

H. C. R. No. 2, Providing for a Joint Session to Hear Address of Governor W. Lee O'Daniel.

Be it Resolved by the House of Representatives, the Senate concurring, That the two Houses meet in Joint Session at ten-thirty A. M., Thursday, January 16, 1941, and at ten-thirty A. M., Friday, January 17, 1941, for the purpose of hearing the message of his Excellency, the Honorable W. Lee O'Daniel, Governor of the State of Texas; and that the Governor be invited to deliver his message in person to the Legislature in Joint Session.

The resolution was read second time and was adopted.

HOUSE BILL ON FIRST READING

The following House bill, introduced today, was laid before the House, read first time, and referred to the Committee on Appropriations:

By Mr. Alsup and Mr. Reed of Dallas:

H. B. No. 1, A bill to be entitled "An Act making an appropriation of the sum of Three Hundred and Fifty Thousand Dollars (\$350,000), or so much thereof as may be necessary, out of any funds in the State Treasury, not otherwise appropriated, to pay the contingent expenses, and to pay the mileage and per diem of members and the per diem of officers and employees of the Regular Session of the Forty-seventh Legislature, and to pay any unpaid accounts or expenses of the Forty-sixth Legislature, and declaring an emergency.

Referred to the Committee on Appropriations.

**PROVIDING FOR THE MAILING
OF JOURNALS**

Mr. Bullock offered the following resolution:

H. S. R. No. 9, Providing for the Mailing of House Journals.

Be it Resolved by the House of Representatives, That the Contingent Expense Committee be directed to furnish Journals to be mailed out by Members not to exceed ten copies for each said Member. Provided however, that if any Member desires to send out more than ten copies that such Member shall pay postage for mailing Journals from his personal account.

The resolution was read second time and was adopted.

**PROVIDING FOR BLOCK PICTURE
OF MEMBERS OF THE HOUSE**

Mr. Fuchs offered the following resolution:

H. S. R. No. 8, Providing for Block Picture of Members of the House.

Whereas, It has been the custom of the House to leave a block-picture of its Members; and

Whereas, Several studios of Austin wish to compliment the Members of this House; therefore, be it

Resolved by the House of Representatives, That the Speaker appoint a committee of five (5) to select, to the advantage of this House, a photographer to make, frame, and hang the picture of the Forty-seventh Legislature; and, be it further

Resolved, That (1) the photographer doing the work must be a first-class photographer and able to do first-class work; (2) a uniform price must be agreed upon to be charged Members for individual and miniature photographs; and be it further

Resolved, That the studio selected to do this work shall do said work without obligating any Member; that the studio shall begin at once to complete the picture so that it may be delivered during his Regular Session; that they will make a first-class picture of each Member and place in the group so as to show as nearly as possible the location of his or her seat; that under each picture is to appear the name of that Member and his Post Office address.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee:

Messrs. Fuchs, Lehman, Turner, Rhodes and Pace.

TRIBUTE TO HONORABLE HARVEY RIVIERE

On motion of Mr. Bell the following was ordered printed in the Journal:

Harvey Riviere

Harvey last week died young—only 25—but his goal was attained. Already, in one short legislative term, he gave to his people the kind of service he always hoped he could give.

The pages of Texas history will have little to say of Harvey Riviere. He died too soon for that. But in the hearts and minds of those who watched the Forty-sixth Legislature he will have a bit of immortality all his own.

No one can forget the part he played in the battle over SJR 12, the most controversial legislation of the decade. Harvey represented a district which contained powerful interests who were spending effort and power to see that SJR 12 passed. And the measure had the backing of the chief executive's powerful following.

If a man from that district voted against SJR 12, he might well be signing his own political death warrant. Harvey knew that, but he knew that burning within him was a stronger flame than the cold fear of political defeat. It was the call to be true to what he believed was the right thing for his people.

During that political battle, the air rang with brilliant, inspired speeches. Never in many years had there been such thought, such oratory, such basic argument, as the contest brought forth on both sides.

And yet it remained for the Boy Jim Hogg to make the most masterful speech of them all. It was a speech of supreme importance. Those opposing SJR 12 were a slender minority; they could not spare votes. Several votes were wavering. This speech might easily tell the tale.

When the boy rose to speak, legislators were complacent, unconcerned. When they finished they cheered to the rafters.

For in that speech was more than measured argument and clear thinking and well-phrased eloquence. In

that speech Harvey Riviere had expressed, with words that everyone could tell came from deep within his soul, a credo, a code of public service, that moved the most cynical observer.

Here was a young man, still early in his twenties, calling out that in these critical days his native state needed a resurgence of honor and courage and seriousness in public affairs, a new spirit of brave devotion to public welfare instead of private ambition, a renewed allegiance to the unarguable principle that "a public office is a public trust."

Emotion moved the words of Harvey Riviere, and it was not the manufactured emotion of the seasoned platform artist. It was emotion because he dared to speak of things he carried in his innermost being, and none, regardless of his own position, could resist its appeal.

"To thine own self be true, then thou canst not to any man be false" was never better proven than in that tense moment. And the onlookers, to a man, paid him the highest tribute they had.

Harvey Riviere was not re-elected to the Legislature. His people chose not to return him to office, but that did not deter him in his allegiance to what he felt was right. He was not angry or embittered or discouraged. Instead, he was prepared to carry on his fight in whatever private or public capacity he might serve.

So when death came last week to Harvey Riviere, he left the world his debtor. He had not had time to do history-making things. He had done his dead level best where he could. No man could do more.

But the spirit of brave purpose, honest expression, and unselfish service which he had will live on behind him in the hearts of many who will sit in the Forty-seventh Legislature and many who sit in college classrooms and many who play on school playgrounds—those who tomorrow will be our public servants. Harvey Riviere had been but a single unflinching standard-bearer for the cause of brave and honest government, a cause he knew one day would triumph, and when that hour of final triumph comes, there will be some who will remember that he gave everything that he had to give

to a cause he loved, and they will be humbly grateful.

—D. B. Hardeman, in "The State Observer", Austin, Texas. Reprinted by permission.

PROVIDING FOR COMMITTEE TO MAKE ARRANGEMENTS FOR INAUGURAL CEREMONIES

Mr. Kersey offered the following resolution:

H. C. R. No. 4, Providing for Committee to Make Arrangements for Inauguration of Governor and Lieutenant Governor.

Whereas, The Constitution of the State of Texas fixes the inauguration of the newly elected Governor and Lieutenant Governor for the first Tuesday following the convening of the Legislature in each Regular Biennial Session; and

Whereas, It is necessary that a Joint Legislative Inaugural Committee be appointed to make all arrangements for the carrying out of said inauguration; now, therefore

Be it Resolved by the House of Representatives, the Senate concurring, That the President of the Senate appoint five (5) members of the Senate and that the Speaker of the House appoint five (5) Members of the House to compose said Joint Legislative Inaugural Committee; and be it further

Resolved, That said Joint Legislative Inaugural Committee be hereby empowered to do all things necessary in arranging for the place and order of events in said inauguration; and, be it further

Resolved, That there be paid to the finance chairman of the Austin Inaugural Reception Committee the sum of Five Hundred Dollars (\$500.00) on the part of the House and Five Hundred Dollars (\$500.00) on the part of the Senate out of the Contingent Expense Fund of the Regular session of the Forty-seventh Legislature to defray expenses incident to said inauguration.

The resolution was read second time and was adopted.

In accordance with the above action the Speaker announced the appointment of the following Committee, on the Part of the House, as members of the Joint Legislative Inaugural Committee:

Messrs. Kersey, Halsey, Avant, Carrington and Stanford.

PROVIDING FOR JOINT SESSION TO COUNT VOTES CAST FOR GOVERNOR AND LIEUTENANT GOVERNOR

Mr. Knight offered the following resolution:

H. C. R. No. 5, Providing for a Joint Session to Count Votes for Governor and Lieutenant Governor.

Be it Resolved by the House of Representatives, the Senate concurring, That the two Houses meet in Joint Session 3:00 P. M., Thursday, January 16, 1941, in the Hall of the House of Representatives for the purpose of counting the votes and certifying the election of the Governor and Lieutenant Governor.

The resolution was read second time and was adopted.

In accordance with the above action the Speaker announced the appointment of the following to act as tellers, on the part of the House, to count votes for Governor and Lieutenant Governor:

Messrs. Moore, Henderson, Eubank, McGlasson and Sallas.

HOUSE BILL NO. 1 ON SECOND READING

Mr. Alsup moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 1 be placed on its second reading and passage to engrossment, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—148

Allen	Bullock
Allison	Bundy
Alsup	Burkett
Anderson	Burnaman
Avant	Carlton
Bailey	Carrington
Baker	Cato
Bean	Celaya
Bell	Chambers
Benton	Clark
Blankenship	Cleveland
Boone	Coker
Brawner	Golson, Mrs.
Bray	Connelly
Bridgers	Craig
Brown	Crossley
Bruhl	Crosthwait

Daniel	Lyle
Davis	McAlister
Deen	McCann
Dickson of Bexar	McDonald
Dickson of Nolan	McGlasson
Donald	McLellan
Dove	McNamara
Duckett	McMurry
Dwyer	Manford
Evans	Manning
Ellis	Markle
Favors	Martin
Ferguson	Matthews
Files	Mills
Fitzgerald	Montgomery
Fuchs	Moore
Gandy	Morgan
Garland	Morris
Gilmer	Morse
Goodman	Murray
Halsey	Nicholson
Hanna	Pace
Hardeman	Parker
Hargis	Pevehouse
Harris of Dallas	Phillips
Harris of Hill	Price
Hartzog	Rampy
Heflin	Reed of Bowie
Helpinstill	Reed of Dallas
Henderson	Ridgeway
Hileman	Roark
Hobbs	Roberts
Howard	Rhodes
Howington	Sallas
Hoyo	Senterfitt
Huddleston	Sharpe
Huffman	Shell
Hughes	Simpson
Humphrey	Skiles
Hutchinson	Smith of Bastrop
Isaacks	Smith of Atascosa
Jones	Spacek
Kelly	Spangler
Kennedy	Stanford
Kersey	Stinson
Kinard	Stubbs
King	Taylor
Klingeman	Thornton
Knight	Turner
Lansberry	Vale
Lehman	Voigt
Leyendecker	Walters
Little	Wattner
Lock	Weatherford
Love	White
Lowry	Whitesides
Lucas	Winfree

Present—Not Voting

Eubank

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 1, A bill to be entitled "An Act making an appropriation of the sum of Three Hundred and Fifty Thousand Dollars (\$350,000), or so much thereof as may be necessary, out of any funds in the State Treasury, not otherwise appropriated, to pay the contingent expenses, and to pay the mileage and per diem of members and the per diem of officers and employees of the Regular Session of the Forty-seventh Legislature, and to pay any unpaid accounts or expenses of the Forty-sixth Legislature, and declaring an emergency.

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 1 ON THIRD READING

The Speaker then laid House Bill No. 1 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—148

Allen	Daniel
Allison	Davis
Alsup	Deen
Anderson	Dickson of Bexar
Avant	Dickson of Nolan
Bailey	Donald
Baker	Dove
Bean	Duckett
Bell	Dwyer
Benton	Evans
Blankenship	Ellis
Boone	Favors
Brawner	Ferguson
Bray	Files
Bridgers	Fitzgerald
Brown	Fuchs
Bruhl	Gandy
Bullock	Garland
Bundy	Gilmer
Burkett	Goodman
Burnaman	Halsey
Carlton	Hanna
Carrington	Hardeman
Cato	Hargis
Celaya	Harris of Dallas
Chambers	Harris of Hill
Clark	Hartzog
Cleveland	Heflin
Coker	Helpinstill
Colson, Mrs.	Henderson
Connelly	Hileman
Craig	Hobbs
Crossley	Howard
Crosthwait	Howington

Hoyo	Morris
Huddleston	Morse
Huffman	Murray
Hughes	Nicholson
Humphrey	Pace
Hutchinson	Parker
Isaacks	Pevehouse
Jones	Phillips
Kelly	Price
Kennedy	Rampy
Kersey	Reed of Bowie
Kinard	Reed of Dallas
King	Ridgeway
Klingeman	Roark
Knight	Roberts
Lansberry	Rhodes
Lehman	Sallas
Leyendecker	Senterfitt
Little	Sharpe
Lock	Shell
Love	Simpson
Lowry	Skiles
Lucas	Smith of Bastrop
Lyle	Smith of Atascosa
McAlister	Spacek
McCann	Spangler
McDonald	Stanford
McGlasson	Stinson
McLellan	Stubbs
McNamara	Taylor
McMurry	Thornton
Manford	Turner
Manning	Vale
Markle	Voigt
Martin	Walters
Matthews	Wattner
Mills	Weatherford
Montgomery	White
Moore	Whitesides
Morgan	Winfree

Present—Not Voting

Eubank

(Mr. Reed of Dallas in the Chair.)

CONCERNING SPEAKER'S OFFICE

Mr. Alsup offered the following resolution:

H. S. R. No. 5, Concerning Speaker's Office.

Be it Resolved by the House of Representatives, That the Committee on Contingent Expense shall be authorized to make the necessary expenditures to properly equip and service the Speaker's Apartment and office so as to make same comfortable and habitable for the Speaker and his family.

The resolution was read second time and was adopted.

(Speaker in the Chair.)

CONCERNING RULES OF THE HOUSE

Mr. Alsup made the following motion:

Mr. Speaker:

"I move that the Rules as recommended by the Special Rules Committee designated by the last Legislature to re-write the Rules of the House be adopted as the temporary Rules of the House until January 28th, 1941, with the following exceptions:

First: That the election of officers of the House shall be in the same manner as provided by the Rules of the Forty-Sixth Legislature.

Second: That the standing committees of the House be the same as in the Forty-sixth Legislature.

Third: That the paragraph at end of section pertaining to committees as to the policy of appointing investigating committees be not in force and effect during this period."

The motion prevailed.

TEMPORARY COMMITTEE ON RULES

The Speaker announced the appointment of the following Temporary Committee on Rules:

Messrs. Alsup, Morris, Morse, Bean and Donald.

PROVIDING FOR THE ELECTION OF OFFICERS OF THE HOUSE

Mr. Heflin offered the following resolution:

H. S. R. No. 10, Providing for the Election of Officers of the House.

Be it Resolved by the House of Representatives, That the House now proceed to complete its organization by the election of the following officers in the order named:

1. One Chief Clerk.
2. One Sergeant-at-Arms.
3. One Reading Clerk.
4. One Journal Clerk.
5. One Engrossing Clerk.
6. One Enrolling Clerk.
7. One Doorkeeper.
8. One Assistant Doorkeeper.

9. One Assistant Reading Clerk.
10. One Calendar Clerk.
11. One Chaplain.

Be it Further Resolved, That in voting for the officers of the House, where the result shows no candidate has received a majority of all votes cast, that the House shall discard all names of candidates except those two who received the greatest number of votes, and shall ballot on those two, and the one receiving the greatest number of votes shall be declared elected.

The resolution was read second time and was adopted.

In accordance with the above action the Speaker announced the appointment of the following Committee to act as Tellers to count the votes cast in the election of officers of the House:

Messrs: Anderson, Shell, McNamara, Lyle and Walters.

On motion of Mr. Kersey the House dispensed with the seconding addresses in the elections of officers of the House.

ELECTION OF CHIEF CLERK

The Speaker announced that nominations for Chief Clerk of the House of Representatives are now in order.

Hon. Jack Little of Potter County nominated E. R. Lindley of Jefferson County, and moved that nominations be closed and that the Chief Clerk be instructed to cast the entire vote of the House for E. R. Lindley for Chief Clerk.

The motion prevailed, and E. R. Lindley was declared to be the duly elected Chief Clerk of the House.

ELECTION OF SERGEANT-AT-ARMS

The Speaker announced that the next business in order is the election of Sergeant-at-Arms.

Hon. John J. Bell of DeWitt County nominated Ernest Boyett of Kimble County, and moved that nominations be closed and that the Chief Clerk be instructed to cast the entire vote of the House for Ernest Boyett for Sergeant-at-Arms.

The motion prevailed, and Ernest Boyett was declared to be the duly

elected Sergeant-at-Arms of the House.

ELECTION OF READING CLERK

The Speaker announced that the next order of business is the election of Reading Clerk.

Hon. John Connelly of Fannin County nominated Clarence T. Jones of Fannin County.

Hon. L. L. Duckett of Wharton County nominated Lloyd Guffey of Wharton County.

Mr. Lucas moved that each candidate for Reading Clerk be requested to read a section of the Constitution.

The motion prevailed.

(Mr. Morris in the Chair.)

The vote being taken up and counted, resulted as follows:

Clarence T. Jones received 131 votes.

Lloyd Guffey received 13 votes.

Clarence T. Jones, having received a majority of the votes cast, was declared to be duly elected Reading Clerk of the House.

ELECTION OF JOURNAL CLERK

The Chair announced that the next business in order is the election of Journal Clerk.

Hon. Lon E. Alsop, of Panola County nominated Gussie Evans of Travis County, and moved that nominations be closed, and that the Chief Clerk be instructed to cast the entire vote of the House for Gussie Evans for Journal Clerk.

The motion prevailed, and Gussie Evans was declared to be the duly elected Journal Clerk of the House.

ELECTION OF ENGROSSING CLERK

The Chair announced that the next order of business is the election of Engrossing Clerk.

Hon. George F. Howard of Harris County nominated Alice Kilman of Harris County, and moved that nominations be closed, and that the Chief Clerk be instructed to cast the entire vote of the House for Alice Kilman for Engrossing Clerk.

The motion prevailed, and Alice Kilman was declared to be the duly elected Engrossing Clerk of the House.

ELECTION OF ENROLLING CLERK

The Chair announced that the next business in order is the election of Enrolling Clerk.

Hon. Lester Clark of Stephens County nominated Elsie Rupert of Travis County.

Hon. Cal Huffman of Maverick County nominated Frances Hollister of Tarrant County.

The vote being taken up and counted resulted as follows:

Elsie Rupert received 100 votes.

Frances Hollister received 44 votes.

Elsie Rupert, having received a majority of all votes cast, was declared to be duly elected Enrolling Clerk of the House.

ELECTION OF DOORKEEPER

The Chair announced that the next order of business is the election of Doorkeeper.

Hon. Ottis E. Lock of Angelina County nominated Conde Hoskins of Gonzales County.

Hon. Jeff Stinson of Dallas County nominated Kal Segrist of Dallas County.

While the vote was being taken Mr. Stinson withdrew the name of Kal Segrist and moved that the entire vote of the House be cast for Conde Hoskins.

The motion prevailed.

Conde Hoskins was then declared to be the duly elected Doorkeeper of the House.

ELECTION OF ASSISTANT DOORKEEPER

The Chair announced that the next business is the election of Assistant Doorkeeper.

Hon. Paul Donald of Montague County nominated J. O. Cobb of Montague County.

Hon. Dan Dove of Limestone County nominated Henry Jackson of Limestone County.

Hon. Doyle Pevehouse of Hill County nominated Ed Hamilton of Hill County.

Hon. Obel L. McAlister of Tarrant County nominated Olin Crow of Cass County.

Hon. Roger Q. Evans of Grayson County nominated B. W. Hampton of Grayson County.

Hon. Jap Lucas of Henderson County nominated Jerry Martin of Travis County.

The vote being taken up and counted resulted as follows:

J. O. Cobb received 16 votes.

Henry Jackson received 3 votes.

Ed Hamilton received 20 votes.

Olin Crow received 92 votes.

B. W. Hampton received 11 votes.

Jerry Martin received 3 votes.

Olin Crow, having received a majority of the votes cast, was declared duly elected Assistant Doorkeeper of the House.

ELECTION OF ASSISTANT READING CLERK

The Chair announced that the next order of business is the election of Assistant Reading Clerk.

Hon. W. T. McDonald of Brazos County nominated Frances Cloud of Brazos County, and moved that nominations be closed, and that the Chief Clerk be instructed to cast the entire vote of the House for Frances Cloud for Assistant Reading Clerk.

The motion prevailed, and Frances Cloud was declared to be the duly elected Assistant Reading Clerk of the House.

ELECTION OF CALENDAR CLERK

The Chair announced that the next business in order is the election of Calendar Clerk.

Hon. Neveille Colson of Grimes County nominated Zula Stewart of Montgomery County and moved that nominations be closed, and that the Chief Clerk be instructed to cast the entire vote of the House for Zula Stewart for Calendar Clerk of the House.

The motion prevailed, and Zula Stewart was declared to be the duly elected Calendar Clerk of the House.

(Speaker in the Chair.)

ELECTION OF CHAPLAIN

The Speaker announced that the next order of business is the election of Chaplain.

Hon. Thomas Walters of Hopkins County nominated Rev. J. H. Loyd of Hopkins County.

Hon. J. H. Shell of San Patricio County nominated Rev. George W. Coltrin of San Patricio County.

The vote being taken up and counted, resulted as follows:

Rev. George W. Coltrin received 95 votes.

Rev. J. H. Loyd received 40 votes.

Rev. George W. Coltrin, having received a majority of all votes cast, was declared to be duly elected Chaplain of the House.

ADDRESSES ORDERED PRINTED IN THE JOURNAL

Mr. Bell moved that the remarks of Speaker Homer Leonard, Hon. C. H. Gilmer and Hon. W. R. Chambers in addressing the House be printed in the Journal.

The motion prevailed.

PROVIDING FOR PARKING SPACE FOR MEMBERS OF THE HOUSE

Mr. Shell offered the following resolution:

H. C. R. No. 6, Providing for Parking Space.

Whereas, The Regular Session of the Forty-seventh Legislature of the State of Texas is now in session; and

Whereas, The majority of the Members of the House of Representatives and the Senate will attend the daily session and necessarily must travel by automobile; and

Whereas, The late hour each morning of convening causes a great deal of inconvenience to said Members of the Legislature when trying to find a place to park their cars when House and Senate is in session; and

Whereas, A suitable area with accommodations for at least one hundred (100) automobiles belonging to said Members should be laid aside for the exclusive use of said Members; now therefore,

Be it Resolved by the House of Representatives, the Senate concurring, That the Board of Control, custodian of the Capitol grounds, is hereby instructed to set aside a suitable area on each side of the South or other suitable entrance to accommodate a total of not less than

one hundred (100) automobiles belonging to the Members of the House and Senate in order to make it more convenient for said Members to attend the daily sessions; and that twenty (20) additional spaces, or as many thereof as may be needed, be included for the accommodation of the newspaper correspondents actively reporting legislative sessions and whose cars are necessary to their work.

The resolution was read second time and was adopted.

PROVIDING FOR THE APPOINTMENT OF CERTAIN COMMITTEES

Mr. McMurry offered the following resolution:

H. S. R. No. 17, Providing for the Appointment of Committees to Notify the Governor and Senate of Organization of House.

Be it Resolved by the House of Representatives, That the Speaker appoint two committees of five Members each, one to notify the Governor and the other to notify the Senate, that the House of Representatives is now organized and ready to transact business.

The resolution was read second time and was adopted.

In accordance with the above action the Speaker announced the appointment of the following Committee to notify the Senate that the House of Representatives is now organized and ready to transact business:

Mrs. Colson, Messrs. Connelly, Baker, Spangler and Duckett.

In accordance with the above action the Speaker announced the appointment of the following Committee to notify the Governor that the House of Representatives is now organized and ready to transact business:

Miss Files, Messrs. Ridgeway, Hileman, Humphrey and Parker.

NAMING HOP HALSEY, JR., MASCOT OF THE HOUSE

Mr. Deen offered the following resolution:

H. S. R. No. 13, Naming Hop Halsey, Jr., Mascot of the House.

Whereas, We have with us now a proper person for the office of King of Mascots of the House of Representatives of the Forty-seventh Legislature; and

Whereas, The House of Representatives has heretofore selected and elected other Mascots during previous sessions; now, therefore, be it

Resolved, That Hop Halsey, Jr., of Lubbock, Texas, nine months old, son of our distinguished Member, the Honorable Hop Halsey of Lubbock, Texas, be hereby officially named by this House of Representatives of the Forty-seventh Legislature of the State of Texas; and, be it further

Resolved, That the said King of Mascots have his picture made and placed in the official group of this body and a copy of this resolution be given him.

DEEN,
LITTLE,
MORSE,
ROBERTS,
EUBANK,
MORGAN,
BULLOCK.

The resolution was read second time and was adopted.

RELATIVE TO HALL OF HOUSE

Mr. Blankenship offered the following resolution:

H. S. R. No. 14, Relative to Hall of House.

Whereas, The Members of the House of Representatives have suffered from the spread of colds and influenza during the past legislative sessions, and

Whereas, It is the opinion of many that the spread of influenza and colds has been due to the lack of ventilation in the House of Representatives, and

Whereas, For the sake of the health of the one hundred fifty Members of the House there should be provided proper ventilation and proper new blinds or shades for the House of Representatives, therefore, be it

Resolved, That the Committee on Contingent Expenses be authorized to expend whatever money, in their judgment is necessary for the purchase of new blinds or other shades

and to proceed with the securing of a contractor or workmen to make for better ventilation in the House.

BLANKENSHIP,
HARTZOG,
CELAYA,
ROBERTS,
HARRIS,
McNAMARA,
ANDERSON.

The resolution was read second time and was adopted.

PROVIDING FOR DELEGATE TO REPRESENT THE HOUSE

Mr. Morse offered the following resolution:

H. S. R. No. 18, Providing for Delegate to Represent the House.

Whereas, The Fifth General Assembly of the Council of State Governments will meet in Washington, D. C., January 21st to the 23rd, 1941, inclusive; and

Whereas, This Assembly was organized in 1933 with President Roosevelt's assistance, the delegates thereto from some forty-one States, representing the Governor of the State and one representative from the Senate and one from the House of Representatives; and

Whereas, The Fourth General Assembly was held in January, 1939, at which official delegates from more than forty States attended; and

Whereas, There is a great tendency for the National Government to take over the field of taxation from the various State Governments and to take over other fields of government because of the failure of the States to cooperate among themselves; and

Whereas, The Representatives of the various States have rarely been faced with problems of such vital importance; problems of national defense and its impact upon our States and localities; trade barriers between the States, welfare and relief, conservation, uniform State laws, and many other problems, and

Whereas, There is urgent need for better cooperation among the States if the powers and duties are to be retained by them; and the work of this General Assembly is looking to-

ward this retention of such rights and duties; and it is important that the House be represented in this General Assembly; now, therefore, be it

Resolved by the House, That the Speaker appoint a delegate to represent the House at said meeting, and that the necessary expenses incurred by said Member be paid from the Contingent Fund, and provided that the expenses of said delegate shall in no event exceed Three Hundred and Fifty Dollars (\$350.00).

The resolution was read second time and was adopted.

OATH OF OFFICE ADMINISTERED

The Constitutional oath of office was administered by Hon. Homer Leonard to the following elected officers of the House:

E. R. Lindley, Chief Clerk.

Ernest J. Boyett, Sergeant-at-Arms.

Clarence T. Jones, Reading Clerk.

Gussie Evans, Journal Clerk.

Elsie Rupert, Enrolling Clerk.

Alice Kilman, Engrossing Clerk.
Conde Hoskins, Doorkeeper.
Olin Crow, Assistant Doorkeeper.
Frances Wilkes Cloud, Assistant Reading Clerk.

Zula Stewart, Calendar Clerk.

Geo. W. Coltrin, Chaplain.

ADJOURNMENT

Mr. McMurry moved that the House adjourn until 10:00 o'clock a. m. tomorrow.

Mr. Davis moved that the House adjourn until 2:45 o'clock p. m. tomorrow.

The motion of Mr. Davis prevailed and the House accordingly at 4:25 o'clock p. m. adjourned until 2:45 o'clock p. m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORT

The Committee on Appropriations filed a favorable report on H. B. No. 1.

In Memory of
Hon. Harvey Riviere

Mr. Lowry offered the following resolution:

H. S. R. No. 7, In Memory of Hon. Harvey Riviere.

Whereas, On November 16th, 1940, our former friend and colleague, Harvey Riviere, was called from amongst us by the final tragedy of life, a summons to which his courageous response, by way of a final spoken message to his assembled family, elevated him to heights that may be occupied, only, by the sublime and noble; and

Whereas, Inspired by ambition, ability, and wholesome interest in the public welfare, Harvey had ascended to a place of leadership in the civic and political affairs of his community and State, a leadership that had, last, been rewarded by his election to membership of the House of Representatives of the 46th Legislature; and

Whereas, Sincerity, a fundamental precept in the cause of honor; persistence in pursuit of purpose, a fundamental in the cause of accomplishment; and eloquence, a fundamental to oratorical appeal, were all possessions which Harvey enjoyed in extraordinary degree. He will be remembered as a formidable force in association with his past pursuits and activities of life, and in particular, in association with affairs and deliberations of the 46th Legislature; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That a copy of this resolution be spread upon a memorial page of the House Journal of today, in memory of, and as a tribute to a worthy citizen who has served his people, and who has crowned this service with both dignity and honor; and be it further

Resolved, In formally expressing our sorrow and sympathies, that under seal of the House of Representatives, the Chief Clerk forward copy of this resolution to the family of our deceased friend, and that House adjournment today, be in silent respect to this former and distinguished member of the House of Representatives of Texas.

LOWRY,
NICHOLSON,
KINARD.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston,

Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLean, McNamara, McMurry, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Reed of Bowie, Reed of Dallas, Ridgeway, Roark, Roberts, Rhodes, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides, Winfree.

On the motion of Mr. Skiles the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.

In Memory of
Honorable O. B. Colquitt

Mr. Crosthwait offered the following resolution:

H. S. R. No. 11, In Memory of Honorable O. B. Colquitt.

Whereas, In the interim since the last Session of the Texas Legislature, and on the 8th day of March, 1940, the Almighty God in His superior judgment took from our earthly ranks the soul of the Honorable O. B. Colquitt, of Dallas, former Governor of Texas, for whom funeral services were held in the Senate Chamber in Austin on March 10, 1940; and

Whereas, The Members of the House of Representatives of the Forty-seventh Legislature of Texas wish to offer their expression of regret and sorrow at the passing of this man who served his State for so many years; and

Whereas, O. B. Colquitt had an interesting and useful career, a part of which we now recite here. He was born in Camilla, Georgia, December 16, 1861. He came to Texas in the year 1878, and between the years of 1884 and 1890 he was in newspaper work in the towns of Pittsburg and Terrell. On December 9, 1885, he was married to Miss Alice Murrell.

In the year 1890 he was elected State Senator from his East Texas district and served nearly four years. He resigned from that office to accept an appointment by Governor Culberson in the office of State Revenue Agent, which office he held for eight months, at which time he resigned to accept a place on the Tax Commission. He was elected Railroad Commissioner in 1902 and re-elected in 1908. In 1910 he made the campaign for the Governorship of Texas and was elected, serving his State as Governor for two terms, from 1911 to 1915; and

Whereas, His life as a servant of the people of Texas has made his name known to all citizens and to all walks of life; and

Whereas, One of the most beautiful deeds of Governor Colquitt and one that goes far to exhibit the true nobility of the man, was his proclamation April 14, 1911, designating May 14th of each year as Mother's Day; he was the first Texas Governor to ever issue and proclaim such an honor to the mothers; and it was the second such tribute ever proclaimed to the mothers of the world; now, therefore, be it

Resolved by the House of Representatives, That upon adjournment today we do so in honor of him, and as a tribute to his life of service to our State; and be it further

Resolved, That a copy of this resolution be spread upon the Memorial pages of the House Journal of this day, and that the Chief Clerk

of the House of Representatives send a copy of this resolution to the members of his family.

CROSTHWAIT,
HANNA,
STINSON,
REED of Dallas,
HARRIS of Dallas,
BLANKENSHIP.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Car-
rington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Colson, Connelly, Craig, Crossley, Daniel, Davis, Gordon, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hardeman, Hargis, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McNamara, McMurry, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Reed of Bowie, Ridgeway, Roark, Roberts, Rhodes, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides, Winfree.

On the motion of Mr. Harris of Dallas the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.

In Memory of
Harry L. Carpenter

Mr. Morris offered the following resolution:

H. S. R. No. 12, In Memory of Harry L. Carpenter.

Whereas, the House of Representatives has learned with regret of the death of Harry L. Carpenter on Monday, January 13, 1941; and

Whereas, Harry L. Carpenter was an honored and valuable citizen to the City of Greenville and the State of Texas; and

Whereas, The deceased was an outstanding lawyer and civic leader; and

Whereas, He was an outstanding member of the Texas Odd Fellows, having been a member for forty-eight years, and having served as grand master; and

Whereas, He served as city attorney of Greenville and assistant county attorney of Hunt County; and

Whereas, He was a staunch and sincere believer in the principles of democracy;

Whereas, He represented the State well and contributed his lifetime toward making this a better place in which to live;

Whereas, He was an outstanding member of the Methodist Church; therefore be it

Resolved, That we deeply regret his untimely passing and extend our sincere sympathy to the bereaved family; and be it further

Resolved, That a copy of this resolution be spread on the House Journal today in memory of the deceased; and when the Representatives of Texas adjourn today that they do so in respect and memory of Harry L. Carpenter; and be it further

Resolved, That the Chief Clerk of the House of Representatives be instructed to forward a copy of this resolution to the family of Harry L. Carpenter.

MORRIS,
CARLTON.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris

of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McNamara, McMurry, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Reed of Bowie, Reed of Dallas, Ridgeway, Roark, Roberts, Rhodes, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides, Winfree.

On the motion of Mr. Lehman the names of all the members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.

In Memory of
Mrs. Palmyra Jane Farmer

Mr. Simpson offered the following resolution:

H. S. R. No. 16, In Memory of Mrs. Palmyra Jane Farmer.

A simple resolution in memory of Mrs. Palmyra Jane Farmer, Mother of Former Representative Clarence E. Farmer of Fort Worth, Tarrant County, Texas.

Whereas, On Saturday, June 22, 1940, at 12:45 p. m., the Giver of all life, in His infinite wisdom, called back to Himself the long life He gave in 1847 to a little Virginia girl named Palmyra Jane Phillips, who afterwards became the mother of Ex-Representative Clarence E. Farmer of Tarrant County, Texas.

Whereas, This saintly woman, a member of the Methodist Church all her life, had reached the ripe age of 93 years, two months and eighteen days, far more than the allotted span to the ordinary mortal, and had used this life in making the ideal mother and wife, being the mother of three sons and four daughters, all living, her only husband, Andrew H. Farmer, had preceded her in death in March of 1927 at the age of 79 years; and

Whereas, She was a woman that was devoted to her home and her children and always took an interest in her government. She never failed to vote in all elections in her later years, and her last public vote was to vote for a resolution in the Precinct Convention to instruct for President Roosevelt for re-election. She was an old-time Democrat and of that honored Southern type of citizenship. She was the daughter of William Phillips and Martha Smith of Henry County, Virginia, being born there on April 4, 1847.

Whereas, She was of a very cheerful disposition, possessed of a lovable personality, made friends of everyone, and was loved by all who knew her, and her loss is deeply felt by all who knew her. She has reaped her rich reward, and has gone to the place of which it is written, "There is no night there"; a mother in Israel has gone Home. Therefore, be it

Resolved, That the House of Representatives of the State of Texas, hereby extends its deepest sympathy to the members of her family in these days of loneliness at her absence; and be it further

Resolved, That a copy of this resolution be spread on a memorial page of the House Journal today, and that a copy of this resolution be sent to the immediate members of her family by the Clerk of the House under its Seal, and that when the House adjourns today, it do so in honor and memory of Mrs. Palmyra Jane Farmer, a sainted mother of a Texas ex-Member of her House of Representatives in the 42nd, 44th, 45th, and 46th Legislatures.

SIMPSON,
LOVE,
BOONE,
KERSEY,
GOODMAN.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Brawner, Bray, Bridg-

ers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Car-
rington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Colson,
Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dick-
son of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer,
Ellis, Eubank, Evans, Favors, Ferguson, Files, Fitzgerald, Fuchs,
Gandy, Garland, Gilmer, Halsey, Hanna, Hardeman, Hargis, Harris
of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson,
Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman,
Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy,
Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker,
Little, Lock, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, Mc-
Glasson, McLellan, McNamara, McMurry, Manford, Manning, Markle,
Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse,
Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampsy,
Reed of Bowie, Reed of Dallas, Ridgeway, Roark, Roberts, Rhodes,
Sallas, Senterfitt, Sharpe, Shell, Skiles, Smith of Bastrop, Smith of
Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thorn-
ton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White,
Whitesides, Winfree.

On the motion of Mr. Kinard the names of all the Members of the
House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.

In Memory of Dr. E. N. Foster

Mr. Manning offered the following resolution:

H. S. R. No. 15, In Memory of Dr. E. N. Foster.

Whereas, On January 11, 1941, the Almighty, in His infinite wisdom, called from our midst Dr. E. N. Foster, of Center, Shelby County, Texas, father-in-law of Honorable Ben Ramsey, State Senator from San Augustine.

Whereas, Dr. Foster is one of the outstanding doctors of East Texas, and his passing is a great loss to the citizens of Shelby County.

Dr. Foster some fifteen (15) years ago was attended by six physicians who after consultation decided he could not live. Since then every one of the physicians in that consultation have passed on.

Dr. Foster was known to the people of Shelby County as a true friend, is one who in his chosen profession served mankind to the best of his ability.

Resolved, by the House of Representatives, State of Texas, That the Members express their sincerest and most profound sorrow at the passing of this great Doctor.

Resolved, That a copy of this Resolution be spread on the Journal of today in memory of Dr. E. N. Foster and that a copy be sent to Senator Ben Ramsey, State Senator from San Augustine, and other members of the family.

MANNING,
ALSUP.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McNamara, McMurry, Manford, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampsy, Reed of Bowie, Reed of Dallas, Ridgeway, Roark, Roberts, Rhodes, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides, Winfree. •

On the motion of Mr. Hargis the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.

In Memory of Mary Paula Sudheimer

Mr. Kersey offered the following resolution:

H. S. R. No. 19, In Memory of Mary Paula Sudheimer.

Whereas, The grim hand of Death has taken from this earthly vail Mary Paula Sudheimer, tender three (3) year old granddaughter of Mr. and Mrs. Byron C. Utecht; and

Whereas, In this untimely death a beloved child has been taken to a higher reward; and

Whereas, The entire membership feels with great compassion of feeling of sympathy for Mr. and Mrs. Utecht, and their family in the great hour of their sadness and bereavement; now, therefore, be it

Resolved, That we express our sympathy to the family of Mr. and Mrs. Utecht, in their great loss, and that we tender to them our tender condolences, and in this their great loss, and be it further

Resolved, That copies of this resolution be sent to members of this family, to friends, and that a copy of this resolution be placed in the Journal, and that when the House adjourns today, it do so in respect to the memory of this beloved child.

KERSEY,
SKILES.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Deen, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Favors, Ferguson, Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McNamara, McMurry, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Reed of Bowie, Reed of Dallas, Ridgeway, Roark, Roberts, Rhodes, Sallas, Senterfitt, Sharpe, Shell, Simpson, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides, Winfree.

On the motion of Mr. Phillips the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.